

APRIL 17<sup>th</sup>, 2013  
HON. DAVID N. HURD, Presiding  
Clerk: Craig B. Minor  
Steno: Nancy Freddoso

UTICA, NEW YORK

9:25 A.M. COURT IN SESSION

w/o jury

John Swartz, et ano.,  
vs  
Richard Insogna, et ano.

6:09-CV-616

Requests & objections to Ct's charge and verdict form stated.

Appearances: Elmer R. Keach for pltf's, Thomas Murphy for defts

9:40 A.M. Jury enters Courtroom

Judge Hurd states his charge to the jury.

10:25 A.M. Marshals sworn. Jury retires to deliberate....

12:44 P.M. Jury note #1 rec'd.

12:55 P.M. COURT IN SESSION

w/jury

Jury returns its verdict and finds no cause for action on behalf of plaintiffs against defendants. Jury polled. Clerk directed to file verdict form. Jury excused with thanks of the Court. Clerk directed to enter judgment accordingly. Motions if any must be filed by 5/3/13; response 5/17/13; reply 5/24/13; returnable 5/31/13 on submit. Exhibits returned to counsel.

1:10 P.M. Adjourned.